

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY**

<b>COMMONWEALTH OF VIRGINIA</b>	)	<b>CRIMINAL NO. 102888</b>
<b>VERSUS</b>	)	
<b>LEE BOYD MALVO a/k/a</b>	)	<b>INDICTMENT - CAPITAL MURDER (2</b>
<b>John Lee Malvo</b>	)	<b>Counts) and USING A FIREARM IN THE</b>
		<b>COMMISSION OF A FELONY</b>

On April 29, 2003, Robert F. Horan, Jr., the Commonwealth's Attorney, Raymond Morrogh, Deputy Commonwealth's Attorney, LEE BOYD MALVO a/k/a John Lee Malvo, the Defendant, Michael S. Arif, Craig S. Cooley, Mark Petrovich and Thomas Walsh, Counsel for the Defendant, appeared before this Court. The Defendant is indicted for the felonies of CAPITAL MURDER (2 Counts) and USING A FIREARM IN THE COMMISSION OF A FELONY and he appeared while in custody.

This case came before this Court for hearing on the Defendant's Motion to Suppress.

The Court, after hearing evidence and argument, took this matter under advisement.

The Defendant was remanded to the custody of the Sheriff.

Entered on April 29, 2003.

\_\_\_\_\_  
(JUDGE JANE MARUM ROUSH